

**HB82 ENGROSSED**



1 KH205U-2

2 By Representatives Pringle, Underwood, Simpson

3 RFD: Judiciary

4 First Read: 07-Mar-23

5

6 2023 Regular Session



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6 A BILL

7 TO BE ENTITLED

8 AN ACT

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10 Relating to crimes and offenses; to amend Section  
11 13A-6-3, Code of Alabama 1975, to further provide for the  
12 crime of manslaughter; and in connection therewith would have  
13 as its purpose or effect the requirement of a new or increased  
14 expenditure of local funds within the meaning of Section  
15 111.05 of the Constitution of Alabama of 2022.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. Section 13A-6-3, Code of Alabama 1975, is  
18 amended to read as follows:

19 "§13A-6-3

20 (a) A person commits the crime of manslaughter if he or  
21 she does any of the following:

22 (1) ~~He recklessly~~ Recklessly causes the death of  
23 another person ~~or~~.

24 (2) ~~He causes~~ Causes the death of another person under  
25 circumstances that would constitute murder under Section  
26 13A-6-2; except, that he or she causes the death due to a  
27 sudden heat of passion caused by provocation recognized by  
28 law, and before a reasonable time for the passion to cool and



29 for reason to reassert itself.

30       (3) Knowingly ~~sells~~sells, furnishes, gives away,  
31       delivers, or distributes a controlled substance in violation  
32       of Section 13A-12-211, and the person to whom the controlled  
33       substance is sold, furnished, given, delivered, or distributed  
34       dies as a proximate result of the use of the controlled  
35       substance; provided, nothing in this subdivision shall be  
36       construed to apply to a licensed physician engaged in the  
37       practice of medicine, a licensed pharmacist engaged in the  
38       practice of pharmacy, or a licensed dentist engaged in the  
39       practice of dentistry.

40       (b) Manslaughter is a Class B felony."

41       Section 2. Although this bill would have as its purpose  
42       or effect the requirement of a new or increased expenditure of  
43       local funds, the bill is excluded from further requirements  
44       and application under Section 111.05 of the Constitution of  
45       Alabama of 2022, because the bill defines a new crime or  
46       amends the definition of an existing crime.

47       Section 3. This act shall take effect on the first day  
48       of the third month, following its passage and approval by the  
49       Governor, or its otherwise becoming law.

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House of Representatives

53      Read for the first time and referred ..... 07-Mar-23  
54      to the House of Representatives  
55      committee on Judiciary  
56  
57      Read for the second time and placed ..... 22-Mar-23  
58      on the calendar:  
59           0 amendments  
60  
61      Read for the third time and passed ..... 27-Apr-23  
62      as amended  
63           Yeas 88  
64           Nays 11  
65           Abstains 2  
66  
67  
68           John Treadwell  
69           Clerk  
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